

UNITED STATES PATENT AND TRADEMARK OFFICE

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JAN - 9 2004

PAT. & T.M OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte RICHARD M. WEBER and KERRIN A. RUMMEL

Application No. 08/675,280

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received at the Board of Patent Appeals and Interferences on December 8, 2003. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

A review of the file reveals that a "PTO-90" (Paper No. 53) was physically located in the application but it appears that the "PTO-90" was not mailed to the appellants (no date provided on the paper or the Contents of file). Before further review of this file, the examiner must mail to appellants, the proper response to the reply brief.

Accordingly, it is

ORDERED that this application be returned to the examiner: 1) to mail the appellants, the proper response to the reply brief; and 2) for such further action as may be appropriate.

It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the status of this appeal (i.e., abandonment, issue, reopening prosecution).

BOARD OF PATENT APPEALS
AND INTERFERENCES

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